



5. On August 22, 2017, this Court entered an order extending the deadline for the parties to file their joint stipulation of dismissal with prejudice until August 28, 2017. [Doc. No. 88].

6. Accordingly, the parties stipulate that they have reached an out-of-court settlement and this action shall be dismissed, with prejudice, with each party to bear its own costs of this action and its own attorneys' fees.

7. The parties have attached a Proposed Order of Dismissal with Prejudice hereto.

Dated this 28<sup>th</sup> day of August, 2017.

Respectfully submitted,

/s/ J. Derek Brazier (w/permission)

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